

10/534044

JC20 Rec PCT/PTO 05 MAY 2005

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of

Inventors: A. GOLITSCHKE EDLER VON ELBWART, et al.

Application No.: New PCT National Stage Application

Filed: May 5, 2005

For: A METHOD OF DETERMINING FEEDBACK IN A  
COMMUNICATION SYSTEM

INFORMATION DISCLOSURE STATEMENT

Assistant Commissioner of Patents  
Washington, DC 20231

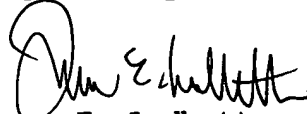
Sir:

Pursuant to Rules 56 and 99, Applicants hereby call the attention of the Patent Office to the references listed on the attached Form PTO 1449. All of these references were cited in a PCT International Search Report (copy attached).

Applicants present this art so that the Patent Office may, in the first instance, determine any relevancy thereof to the presently claimed invention, see Beckman Instruments, Inc. v. Chemtronics, Inc., 439 F.2d 1369, 1380, 165 USPQ 355, 364 (5th Cir. 1970). Also see Patent Office Rules 104 and 106.

Applicants respectfully request that this art be expressly considered during the prosecution of this application and made of record herein and appear among the "References Cited" on any patent to issue herefrom.

Respectfully submitted,



James E. Ledbetter  
Registration No. 28,732

Date: May 5, 2005

JEL/spp

ATTORNEY DOCKET NO. L7725.05104

STEVENS, DAVIS, MILLER & MOSHER, L.L.P.  
1615 L Street, NW, Suite 850  
P.O. Box 34387  
Washington, DC 20043-4387  
Telephone: (202) 785-0100  
Facsimile: (202) 408-5200

FORM PTO-1449 U.S. Department of Commerce  
(Rev. 4/92) Patent and Trademark

## INFORMATION DISCLOSURE STATEMENT BY APPLICANT

(Use several sheets if necessary)

ATTY. DOCKET NO.

**L7725.05104**

SERIAL NO

07/534040  
New Patent Stage  
Application

APPLICANT  
**A. GOLITSCHKE VON EDLER ELBWART, et al.**

FILING DATE

GROUP **Unassigned**

## U.S. PATENT DOCUMENTS

EXAMINER INITIAL		DOCUMENT NUMBER								DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE	
			5	7	2	9	5	6	0	03/1998	Hagenauer et al.				
			5	9	8	2	7	6	6	11/1999	Nystrom et al.				
		DOCUMENT NUMBER								DATE	COUNTRY	CLASS	SUBCLASS	TRANSLATION	
														YES	NO
			0	7	3	5	7	7	4	10/1996	EP				
			3	4	4	3	0	4	1	051986	DE				
			1	1	4	3	6	3	5	10/2001	EP				
		OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)													
		PCT International Search Report dated July 30, 2003.													
		"Enhanced HARQ Method with Signal Constellation Rearrangement," TSG-RAN WORKING GROUP 1 MEETING #19, XX, XX, no. 19, Feb. 27, 2001, XP002229383, pp. 1-11.													
		L. C. YUN, et al.: "Power Control for Variable QOS on a CDMA Channel." Military Communications Conference, 1994. MILCOM '94, CONFERENCE RECORD, 1994 IEEE FORT MONMOUTH, NJ, USA Oct. 2-5, 1994, NEW YORK, NY, USA, IEEE, US, Oct. 2, 1994, XP010149801, ISBN: 0-7803-1828-5, pp. 178-182.													

**EXAMINER**

**DATE CONSIDERED**

**EXAMINER:** Initial if citation is considered, draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

(Form PTO-1449 [6-4])